

UNITED STATES DEPARTMENT OF JUSTICE
OFFICE OF THE UNITED STATES TRUSTEE
CENTRAL DISTRICT OF CALIFORNIA

In Re:

MARC JOSEPH SPIZZIRRI

Debtor(s).

CHAPTER 11 (NON-BUSINESS)

Case Number: 8:13-bk-14702 MW

Operating Report Number: 9

For the Month Ending: 28-Feb-14

I. CASH RECEIPTS AND DISBURSEMENTS
A. (GENERAL ACCOUNT* AND SPOUSE)

1. TOTAL RECEIPTS PER ALL PRIOR GENERAL ACCOUNT REPORTS	\$	157,825.27
2. LESS: TOTAL DISBURSEMENTS PER ALL PRIOR GENERAL ACCOUNT REPORTS	\$	156,681.62
	\$	-
3. BEGINNING BALANCE:	\$	1,153.65
4. RECEIPTS DURING CURRENT PERIOD:	\$	3,650.00
5. BALANCE:	\$	4,803.65
6. LESS: TOTAL DISBURSEMENTS DURING CURRENT PERIOD	\$	5,523.11
7. ENDING BALANCE:		<\$719.46>
8. General Account No.:	55-00001247	
Spouse Account No:	3150179716	
Family Equities Account No. (Personal Disb. Only)	321007891	
Depository Name & Location:	EastWest Bank	California Bank & Trust
	9300 Flair Drive, Suite 106	PO Box 489
	El Monte, CA 91731	Lawndale, CA 90260
		California Bank & Trust
		PO Box 489
		Lawndale, CA 90260

* All receipts must be deposited into the general account.

** Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

***This amount should be the same as the total from page 2.

TOTAL DISBURSEMENTS THIS PERIOD:	662.00
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Bank statement Date: 2/28/2014 Balance on Statement: \$277.76

Plus deposits in transit (a):

<u>Deposit Date</u>	<u>Deposit Amount</u>
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_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

TOTAL DEPOSITS IN TRANSIT

Less Outstanding Checks (a):

<u>Check Number</u>	<u>Check Date</u>	<u>Check Amount</u>
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_____	_____	_____
_____	_____	_____
_____	_____	_____
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_____	_____	_____
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_____	_____	_____
_____	_____	_____
_____	_____	_____

TOTAL OUTSTANDING CHECKS:

Bank statement Adjustments:

Explanation of Adjustments-

ADJUSTED BANK BALANCE:

_____ \$277.76

* It is acceptable to replace this form with a similar form

** Please attach a detailed explanation of any bank statement adjustment

Spouse Bank Account - 9716

California Bank Trust

Check No.	Date	Amount	Payee	Purpose
Auto (5207)	1/29/2014	\$ 96.37	Paypal	Goods
Auto	2/3/2014	\$ 852.62	Progressive Mgmt.	
Auto (5224)	2/12/2014	\$ 42.93	Macy's	Goods
Auto (5226)	2/18/2014	\$ 25.34	Rite Aid	Goods
5193	2/4/2014	\$ 206.00	Aardvark, Inc.	Pool maintenance
5201	1/29/2014	\$ 131.73	Community Orthopedic	Medical
5206	2/3/2014	\$ 168.29	Heba Fargag, M.D.	Medical
5209	1/29/2014	\$ 65.00	Bella Nails	Nail services
5210	1/28/2014	\$ 200.00	Quest Diagnostics	Medical
5214	2/5/2014	\$ 16.00	Kim Abrams	Services
5215	1/28/2014	\$ 57.78	Nordstrom	Goods
5216	2/10/2014	\$ 78.40	U.S. Postmaster	Postage
5217	2/10/2014	\$ 31.84		
5218	2/6/2014	\$ 32.13	Ralphs	Food and goods
5219	2/7/2014	\$ 51.25	Ralphs	Food and goods
5220	2/11/2014	\$ 64.79	Petco	Pet supplies
5221	2/12/2014	\$ 111.53	Healthworks	Medical
5222	2/13/2014	\$ 46.88	Vons	Food and goods
5223	2/13/2014	\$ 155.31	Ralphs	Food and goods
5225	2/14/2014	\$ 210.00	Kat Jackson	Services
5227	2/18/2014	\$ 177.24	Costco	Food and goods
5228	2/19/2014	\$ 9.71	Vons	Food and goods
5229	2/21/2014	\$ 21.00	Petco	Pet supplies
5230	2/18/2014	\$ 64.39	Ralphs	Food and goods
5231	2/21/2014	\$ 449.48	City of San Juan Capistrano	Maintenance
5232	2/20/2014	\$ 112.37	Costco	Food and goods
5233	2/20/2014	\$ 18.77	Ralphs	Food and goods
5235	2/26/2014	\$ 78.24	Chicos	Goods
Total		\$ 3,575.39		
Deposits	Date	Amount		
	1/31/2014	\$ 2,000.00		
	2/18/2014	\$ 1,000.00		
Total		\$ 3,000.00		

Month Ending February 26, 2014

Family Equities - Calif. Bank Trust - Bank Account - 7891

Check No.	Date	Amount	Payee	Purpose
4035	8/28/2013	\$ 199.26	San Diego Gas & Electric	Utilities
4077	11/22/2013	\$ 1,086.46	First Republic Bank	Mortgage
Total		\$ 1,285.72		

AND OTHER PARTIES TO EXECUTORY CONTRACTS

TOTAL DUE:	\$ 302,023.00
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V. INSURANCE COVERAGE

Page 4 of 8

(Provide a copy of of montly account statements for each of the below)

*Other Accounts:		
*Other Monies:		
**Petty Cash (from below):		0.00

277.76

This image shows a blank sheet of white paper with horizontal ruling lines. The paper is divided into three equal-width vertical sections by two faint vertical lines. Each section contains ten evenly spaced horizontal lines, providing a template for writing or drawing.

0.00

**** Attach Exhibit Itemizing all petty cash transactions**

VI SCHEDULE OF COMPENSATION PAID TO INSIDERS

Name of Insider	Date of Order Authorizing Compensation	*Authorized Gross Compensation	Gross Compensation Paid During the Month
n/a			

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

Name of Insider	Date of Order Authorizing Compensation	Description	Amount Paid During the Month
n/a			

* Please indicate how compensation was identified in the order (e.g. \$1,000/week, \$2,500/month)

- | | No | Yes |
|--|----------|-------|
| 1. Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below: | <u>X</u> | _____ |
| <hr/> | | |
| 2. Has the debtor-in-possession during this reporting period provided compensation or remuneration to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below: | No | Yes |
| | <u>X</u> | _____ |
| <hr/> | | |
| 3. State what progress was made during the reporting period toward filing a plan of reorganization. Hearing on approval of the Debtor's Amended Disclosure Statement is scheduled for June 18, 2014. | | |
| <hr/> | | |
| 4. Describe potential future developments which may have a significant impact on the case: | | |
| 5. Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period. | | |
| 6. Did you receive any exempt income this month, which is not set forth in the operating report? If "Yes", please set forth the amounts and sources of the income below. | No | Yes |
| | <u>X</u> | _____ |
| <hr/> | | |

I, Marc J. Spizzirri
declare under penalty of perjury that I have fully read and understood the foregoing debtor-in-possession operating report and that the information contained herein is true and complete to the best of my knowledge.

3/26/2014

Date

Page 8 of 8


Principal for debtor-in-possession

 **EAST WEST BANK** *Your Financial Bridge*
9300 Flair Drive Suite 106
El Monte CA 91731

Direct inquiries to:
888 895-5650

ACCOUNT STATEMENT

Page 1 of 2
STARTING DATE: February 01, 2014
ENDING DATE: February 28, 2014
Total days in statement period: 28
55-00001247
(1)



2764m
01733

OZ 01
MARC JOSEPH SPIZZIRRI
CHAPTER 11 DEBTOR IN POSSESSION
CASE NO. 13-14702
33033 CAMINO CAPISTRANO
SAN JUAN CAPISTRANO CA 92675

Have your paycheck deposited safely and quickly with Direct Deposit. It saves you a trip to the bank and your money will be deposited to your account electronically. Simply provide our routing number 322070381 and your account number to the payroll department of your company.



Standard Business Checking

Account number	55-00001247	Beginning balance	\$289.76
Enclosures	1	Total additions	(1) 650.00
Low balance	\$289.76	Total subtractions	(2) 662.00
Average balance	\$475.47	Ending balance	\$277.76

CREDITS

Number	Date	Transaction Description	Additions
	02-19	Deposit TLR 3903 BR 8039	650.00

CHECKS

Number	Date	Amount	Number	Date	Amount
5062	02-27	650.00			

DEBITS

Date	Transaction Description	Subtractions
02-28	Maintenance Fee	12.00

DAILY BALANCES

Date	Amount	Date	Amount	Date	Amount
01-31	289.76	02-27	289.76		
02-19	939.76	02-28	277.76		

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00	\$30.00
Total Returned Item Fees	\$0.00	\$0.00





Checking Account 5500001247
Statement Date 02/28/2014
Page 2 of 2

MAK JOSEPH W. SWEET
CASH ON HAND TO POSSESSION
CASH ON HAND TO POSSESSION
CASH ON HAND TO POSSESSION
DATE 2/19/14
5062
\$650.00
02/27/2014 5062 \$650.00



Statement of Accounts

Page 1 of 4

This Statement: February 26, 2014

Last Statement: January 27, 2014

Account 3150179716

DIRECT INQUIRIES TO:

Customer Service 1 (800) 400-6080

0003007

4058-06-0000-CBT-PG0021-00000

CANDACE C SPIZZIRRI
POD MARC SPIZZIRRI
30721 HUNT CLUB DR
SAN JUAN CAPISTRANO CA 92675-1915

San Juan Capistrano
32221 Camino Capistrano
San Juan Capistrano, CA 92675-3721
(949) 248-0100

SUMMARY OF ACCOUNT BALANCE

Account Type	Account Number	Checking/Savings Ending Balance	Outstanding Balances Owed
Classic Checking	3150179716	\$268.50	

CLASSIC CHECKING 3150179716

Previous Balance	Deposits/Credits	Charges/Debits	Checks Processed	Ending Balance
843.89	3,000.00	1,017.26	2,558.13	268.50

2 DEPOSITS/CREDITS

Date	Amount	Description
01/31	2,000.00	DEPOSIT 5353129738
02/18	800.00	DEPOSIT 5353154440

4 CHARGES/DEBITS

Date	Amount	Description
01/29	96.37	PAYPAL/EBAY MC CHECK PY 5207 REF # 014028001428856 1104007995
02/03	852.62	Progressive Mgmt 800258 90737221 REF # 014034003755649 1108550568
02/12	42.93	MACYS 0526 ELEC CHECK 5224 MISSCAREF # 014043009054024 1104636395
02/18	25.34	RITE AID 05750 PURCHASE 5226 SANJCAREF # 014049001206784 1104857056

24 CHECKS PROCESSED

Number	Date	Amount	Number	Date	Amount	Number	Date	Amount
5193	02/04	206.00	5217	02/10	31.84	5227*	02/18	177.24
5201*	01/29	131.73	5218	02/06	32.13	5228	02/19	9.71
5206*	02/03	168.29	5219	02/07	51.25	5229	02/21	21.00
5209*	01/29	65.00	5220	02/11	64.79	5230	02/18	64.39
5210	01/28	200.00	5221	02/12	111.53	5231	02/21	449.48
5214*	02/05	16.00	5222	02/13	46.88	5232	02/20	112.37
5215	01/28	57.78	5223	02/13	155.31	5233	02/20	18.77
5216	02/10	78.40	5225*	02/14	210.00	5235*	02/26	76.24

* Not in check sequence

AGGREGATE OVERDRAFT AND RETURNED ITEM FEES

	Total for This Period	Total Year-to-Date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

To learn more about our other products and services that may lower the cost of managing account overdrafts or to discuss removing overdraft coverage from your account, please contact Customer Service or visit your local branch.



MEMBER FDIC

0003007-0000001-0004958



P.O. Box 489, Lawndale, CA 90260-0489

Page 3 of 4
February 26, 2014
CANDACE C SPIZZIRRI
3150179716

.....
DAILY BALANCES

<i>Date.....</i>	<i>Balance</i>	<i>Date.....</i>	<i>Balance</i>	<i>Date.....</i>	<i>Balance</i>
01/28	586.11	02/06	1,017.97	02/14	225.04
01/29	293.01	02/07	966.72	02/18	958.07
01/31	2,293.01	02/10	856.48	02/19	948.36
02/03	1,272.10	02/11	791.69	02/20	817.22
02/04	1,086.10	02/12	637.23	02/21	346.74
02/05	1,050.10	02/13	435.04	02/26	268.50



MEMBER FDIC

0003007-0000002-0004959

California Bank & Trust

Page 4 of 4

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In re: Marc Joseph Spizzirri Debtor(s).	CHAPTER: 11 CASE NUMBER: 8:13-bk-14702 MW
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PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

840 Newport Center Drive
Suite 750
Newport Beach, CA 92660

A true and correct copy of the foregoing document entitled: **OPERATING REPORT NO. 9** will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On **March 26, 2014**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page

2. **SERVED BY UNITED STATES MAIL:** On _____ I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

3. **SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on _____ I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

3/26/2014
Date

Nancy Lockwood
Printed Name

/s/ Nancy Lockwood
Signature

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)**

In re: Marc Joseph Spizzirri	Debtor(s).	CHAPTER 11 CASE NUMBER 8:13-bk-14702 MW
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- Dan E Chambers dchambers@clfca.com
- Ronald R Cohn rcohn@horganrosen.com
- Caroline Djang cdjang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Robert P Goe , rgoe@goeforlaw.com;mforsythe@goeforlaw.com
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- Robert E Opera ropera@winthropcouchot.com,
pj@winthropcouchot.com;vcorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com
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- Leonard M Shulman lshulman@shbllp.com
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- Derrick Talerico dtalerico@intlax.com, nlockwood@intlax.com;jokeefe@intlax.com
- United States Trustee (SA) ustpreion16.sa.ecf@usdoj.gov
- Michael J. Weiland mweiland@wglp.com, lfisk@wglp.com
- Barouir B Yeretian byeretian@jhindslaw.com, yeretzian@gmail.com